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Approved for use through 09/30/2000, OMB 0651-0031  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

14

Application Number

09/765,001

Filing Date

January 18, 2001

First Named Inventor

Ozluturk et al.

Group Art Unit

Not Yet Known

Examiner Name

Not Yet Known

Attorney Docket Number

I-2-91.11US

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> PTO-1449 Form; and Six (6) references cited thereon.
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Status Claimed	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kao H. Lu, Esquire Volpe and Koenig, P.C.	Reg. No. 43,761
Signature		
Date	5/9/01	

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date:

May 9, 2001

Typed or printed name	Kao H. Lu, Esquire		
Signature		Date	5/9/01

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## Volpe and Koenig, P.C. Revision of

PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 0.00)

## Complete if Known

Application Number	09/765,001
Filing Date	January 18, 2001
First Named Inventor	Ozluturk et al.
Examiner Name	Not Yet Known
Group Art Unit	Not Yet Known
Attorney Docket No.	I-2-91.11US



## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **22-0493**  
Deposit Account Name **Volpe and Koenig, P.C.**

Charge Any Deficiency or Credit any Overpayment in the Total Fees Associated with this Communication

Applicant claims small entity status.  
See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201 355 Utility filing fee	
106	320	206 160 Design filing fee	
107	490	207 245 Plant filing fee	
108	710	208 355 Reissue filing fee	
114	150	214 75 Provisional filing fee	

SUBTOTAL (1) **(\$ 0.00)**

## 2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
				X	=
				X	=
					=

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103	18	203 9 Claims in excess of 20
102	80	202 40 Independent claims in excess of 3
104	270	204 135 Multiple dependent claim, if not paid
109	80	209 40 ** Reissue independent claims over original patent
110	18	210 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) **(\$ 0.00)**

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65 Surcharge - late filing fee or oath	
127	50	227 25 Surcharge - late provisional filing fee or cover sheet	
139	130	139 130 Non-English specification	
147	2,520	147 2,520 For filing a request for ex parte reexamination	
112	920*	112 920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113 1,840* Requesting publication of SIR after Examiner action	
115	110	215 55 Extension for reply within first month	
116	390	216 195 Extension for reply within second month	
117	890	217 445 Extension for reply within third month	
118	1,390	218 695 Extension for reply within fourth month	
128	1,890	228 945 Extension for reply within fifth month	
119	310	219 155 Notice of Appeal	
120	310	220 155 Filing a brief in support of an appeal	
121	270	221 135 Request for oral hearing	
138	1,510	138 1,510 Petition to institute a public use proceeding	
140	110	240 55 Petition to revive - unavoidable	
141	1,240	241 620 Petition to revive - unintentional	
142	1,240	242 620 Utility issue fee (or reissue)	
143	440	243 220 Design issue fee	
144	600	244 300 Plant issue fee	
122	130	122 130 Petitions to the Commissioner	
123	50	123 50 Processing fee under 37 CFR 1.17(q)	
126	180	126 180 Submission of Information Disclosure Stmt	
581	40	581 40 Recording each patent assignment per property (times number of properties)	
146	710	246 355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249 355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279 355 Request for Continued Examination (RCE)	
169	900	169 900 Request for expedited examination of a design application	
Other fee (specify) _____			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **(\$ 0.00)**

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Kao H. Lu, Esquire	Registration No. (Attorney/Agent)	43,761	Telephone	215-568-6400
Signature				Date	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

Ozluturk et al.

**Application No.:** 09/765,001

**Filed:** January 18, 2001

**For:** CODE DIVISION MULTIPLE ACCESS  
(CDMA) COMMUNICATION SYSTEM

**Group:** Not Yet Known

**Examiner:** Not Yet Known

Our File: I-2-91.11US

Date: May 9, 2001

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Further to applicants' Duty of Disclosure pursuant to 37 C.F.R. § 1.56, applicants wish to bring to the Examiner's attention the material cited on the enclosed PTO-1449 forms. This application is a continuation in part of Application No. 08/956,740, filed on October 23, 1997, which issued on April 10, 2001 as U.S. Patent No. 6,215,778.

Pursuant to 37 C.F.R. § 1.98(d) copies of documents identified on the PTO-1449 forms by an asterisk (\*) are not enclosed since these documents were cited in one or more of the following parent applications: U.S. Patent Appln. No. 08/956,740, filed on October 23, 1997; U.S. Patent Appln. No. 08/669,775, filed on June 27, 1996, which issued on August 25, 1998 as U.S. Patent No. 5,799,010; U.S. Provisional Appln. No. 60/000,775, filed on June 30, 1995; U.S. Patent Appln. No. 09/003,104, filed on January 6, 1998; U.S.

**Applicant:** Ozluturk et al.  
**Application No.:** 09/765,001

Patent Appln. No. 08/670,162, filed on June 27, 1996, which issued on November 24, 1998 as U.S. Patent No. 5,841,768; U.S. Patent Appln. No. 09/304,286, filed on May 3, 1999; U.S. Patent Appln. No. 08/671,068, filed on June 27, 1996, which issued on August 30, 1999 as U.S. Patent No. 5,940,382; U.S. Patent Appln. No. 09/354,042, filed on July 15, 1999; U.S. Patent Appln. No. 08/671,067, filed on June 27, 1996, which issued on September 14, 1999 as U.S. Patent No. 5,953,346; U.S. Patent Appln. No. 09/129,850, filed on August 6, 1998; U.S. Patent Appln. No. 08/670,160, filed on June 27, 1996; U.S. Patent Appln. No. 09/079,600, filed on May 15, 1998; U.S. Patent Appln. No. 08/671,221, filed on June 27, 1996, which issued on May 19, 1998 as U.S. Patent No. 5,754,803. However, copies will be provided upon request by the Examiner if desired. Copies of all other material cited are enclosed.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 forms indicating his consideration of the cited materials.

Respectfully submitted,

Ozluturk et al.

By   
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KHL/amc  
Enclosures